

At the Regular Meeting of the Greenville County Board of Supervisors, held on Monday, May 18, 2009, with Closed Session beginning at 5:00 P.M., and Regular Session beginning at 6:00 p.m., in the Board Room of the Greenville County Government Building, 1781 Greenville County Circle, Emporia, Virginia.

Present: Peggy R. Wiley, Chairman  
Michael W. Ferguson, Vice-Chairman  
James C. Vaughan  
Dr. Margaret T. Lee

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The meeting was called to order by Chairman Wiley at 5:00 p.m.

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In Re: Closed Session

Mr. Whittington, County Administrator, stated that Staff recommended the Board go into Closed Session, Section 2.2-3711 (a) 3) Acquisition and Disposition of Real Property and 5) Industrial Development Matters.

Supervisor Lee moved, seconded by Supervisor Ferguson, to go into Closed Session, as recommended by Staff. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Regular Session

Supervisor Ferguson moved, seconded by Supervisor Lee, to go into Regular Session. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Certification of Closed Meeting – Resolution #09-144

Supervisor Ferguson moved, seconded by Supervisor Lee, to adopt the following Resolution. A roll call vote was taken, as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

**RESOLUTION #09-144**  
**CERTIFICATION OF CLOSED MEETING**

**WHEREAS**, the Greenville County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Greenville County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law:

**NOW, THEREFORE, BE IT RESOLVED** that the Greenville County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Greenville County Board of Supervisors.

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Chairman Wiley recessed the meeting.

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Chairman Wiley reconvened the meeting at 6:00 p.m., at which time she led the Pledge of Allegiance and gave the Invocation.

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In Re: Unveiling of Past Supervisors Portrait

Mr. Whittington invited Mr. Cecil Reid to come forward for the unveiling of his uncle's portrait, Mr. James Dallas Reid. Chairman Wiley gave comments stating that Mr. James D. Reid served on the Board of Supervisors from January 1, 1936 until 1952. She stated that he was Chairman from 1940 until 1943. Mr. Cecil Reid thanked the Board of Supervisors for the dedication of the portrait to his uncle.

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In Re: Approval of Agenda

Mr. Whittington, County Administrator, stated that Staff recommended approval of the Agenda with one added item in Closed Session – Industrial Development and one added item in Regular Session – Item D, Resolution #09-154.

Supervisor Vaughan moved, seconded by Supervisor Lee, to approve the Agenda as amended. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Approval of Consent Agenda

Mr. Whittington stated that Staff recommended approval of the Consent Agenda.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Consent Agenda containing the following items. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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Minutes from the Meeting of May 4, 2009

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In Re: Budgetary Matters

Budgetary Matters consisting of the following: Fund #001 –Budget Amendment Resolution #09-145, in the amount of \$1,241.82; Fund #002 – Budget Amendment Resolution #09-146, in the amount of \$110,000.00; Fund #012 – Budget Amendment Resolution #09-147, in the amount of \$260,348.16, Budget Amendment Resolution #09-148, in the amount of \$32,117.86; Fund #013 - Budget Amendment Resolution #09-149, in the amount of \$95.00; Fund #018 – Budget Amendment Resolution #09-150, in the amount of \$860.00, all of which are incorporated herein by reference.

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Warrants:

Approval of Accounts Payable for May 18, 2009, in the amount of \$337,423.86

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In Re: VACo – Mr. Donald Hart, VACo President and Board of Supervisors Member for the County of Accomack

Mr. Hart addressed the Board of Supervisors and introduced himself as VACo President and a member of the Board of Supervisors for Accomack County. He thanked Chairman Wiley for her services as VACo President and stated that she had paved the way he would conduct himself as President. Mr. Hart gave background history of his life and stated that he had two issues he would be working on. Those issues were unfunded mandates because no unfunded mandates came out of the General Assembly and he would be asking the Governor to veto any unfunded mandates and the second issue was equalization of rights for City, Counties and Towns. Mr. Hart stated that things were not fair or equal when it came to Counties or Cities getting the same treatment as Towns. He

asked that the Board of Supervisors feel free to contact him or VACo for any concerns they may have in the future.

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In Re: Citizens Comments

Mr. Whittington invited anyone present who wished to address the Supervisors, to come forward and state their name for the record. There was none.

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In Re: FY2010 Budget

1. Resolution #09-151 – Appropriations Resolution

Mrs. Brenda Parson, Finance Director addressed the Board of Supervisors and gave the total of fund balances. She stated that the General Fund Balance was in the amount of \$13,662,739; Total School Fund was in the amount of \$33,484,037; Fund 17-Sanitation and Waste Removal was in the amount of \$1,453,195; Fund 18-Corrections and Detention was in the amount of \$325,000; and Fund 075-Local Capital Projects was in the amount of \$1,319,893. Mrs. Parson requested approval of the following Resolution.

**RESOLUTION #09-151  
FY 2009-2010 APPROPRIATIONS RESOLUTION**

**BE IT RESOLVED** by the Board of Supervisors of Greenville County that the following fund appropriations be and hereby are made for the period of July 1, 2009 through June 30, 2010.

**FURTHER, BE IT RESOLVED** that the County Treasurer is hereby authorized and directed to transfer no more than \$3,744,576 from the General Fund to the School Fund as needed to meet the School Fund appropriation by categories; and

**FURTHER, BE IT RESOLVED** that the County Treasurer is hereby authorized and directed to transfer no more than \$316,718 from the General Fund to the Capital Projects Fund, as needed.

**FUND 1 - GENERAL**

**LEGISLATIVE**

Board of Supervisors	\$ 79,677
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**GENERAL AND FINANCIAL ADMINISTRATION**

County Administration	405,404
County Attorney	46,950
Commissioner of Revenue	251,513
Treasurer	220,142
Finance	320,470
Information Technology	88,652

**BOARD OF ELECTIONS**

Electoral Board/Registrar	102,039
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**JUDICIAL ADMINISTRATION**

Circuit Court	77,064
General District Court	16,555
Magistrate's Office	3,050
Clerk, Circuit Court	268,086
Court Security	210,830
Commonwealth's Attorney	559,487

**PUBLIC SAFETY**

Selective Enforcement	198,296
Sheriff	1,730,459
School Resource Officers	101,843
Fire and Rescue	166,926
Southside Regional Jail Authority	509,734
Juvenile Probation	45,640
Building Official	139,563
Animal Control	61,864
E-911	28,321
Emergency Services	43,132

**PUBLIC WORKS**

Highways and Street Lighting	26,850
Dumpster Site Maintenance	88,754
Refuse Collection	160,850
Refuse Disposal	325,000
Buildings & Grounds: Courthouse	547,776
Buildings & Grounds: Greenville County Government Building	265,481
Maintenance Building	11,950

**HEALTH**

Local Health Department	97,410
Chapter 10 Board	48,019

**WELFARE**

Department of Social Services	245,527
Area Agency on Aging	2,000
Comprehensive Services	79,778

**EDUCATION**

Southside Virginia Community College	2,646
Greensville County Education Foundation	250
Improvement Association: Head Start	20,000
CARES	2,500
Local Schools Contribution	3,744,576
Truck Driving School	4,800
Workforce Development Center	60,281

**PARKS, RECREATION AND CULTURAL**

Recreation	103,986
Meherrin River Arts Council	10,000
Library	113,654

**COMMUNITY DEVELOPMENT**

Planning	140,038
GIS	68,389
IDC Administration	168,503
Economic Development	604,926
Environmental Management	6,918
VPI & SU	48,028
Housing	3,650

**NON-DEPARTMENTAL**

Capital Improvement Transfers	316,718
Debt Service	667,683

**Total General Fund                      \$    13,662,638**

**FUND 2 - SCHOOL FUND**

Instruction	21,305,857
Administration, Attendance, & Health Services	1,085,102
Transportation	1,988,511
Operations and Maintenance	2,724,206
School Food Services	1,356,004
Facilities	2,011,461
Debt Service	2,111,414
Technology	901,482

**Total School Fund                   \$   33,484,037**

**FUND 17 - SANITATION AND WASTE REMOVAL**

Solid Waste Enterprise Fund	578,195
Capital Projects	875,000

**Total Sanitation and Waste Removal Fund                   \$   1,453,195**

**FUND 18 - CORRECTIONS AND DETENTION**

Community Corrections –Grant	315,000
Community Corrections – Local	10,000

**Total Corrections and Detention                   \$       325,000**

**FUND 075 - LOCAL CAPITAL PROJECTS**

Local Capital	1,319,893
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**Total Local Capital                   \$   1,319,893**

Supervisor Lee moved, seconded by Supervisor Vaughan, to approve Resolution #09-151. A roll call vote was taken as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

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2. Resolution #09-152 – Contribution to Mental Health & Mental Retardation Services Board & Adult Activity Center

Mrs. Parson addressed the Board of Supervisors stating that the Resolution designated the amount of \$48,019 for the Mental Health and Mental Retardation Services Board. She stated that of that amount, \$36,014 was to be disbursed to the local Adult

Activity Center. She requested approval of the following Resolution.

**RESOLUTION #09-152  
CONTRIBUTION TO MENTAL HEALTH & MENTAL RETARDATION  
SERVICES  
BOARD & ADULT ACTIVITY CENTER**

**WHEREAS**, the Recommended Operating and Capital Budget for the Fiscal Year 2010 includes a contribution to Mental Health and Mental Retardation Services Board in the amount of \$48,019.

**NOW, THEREFORE, BE IT RESOLVED** that the Greenville County Board of Supervisors approves the expenditure of said funds, as incorporated in the General Fund Budget adopted this 18th day of May, 2009.

**FURTHER, BE IT RESOLVED** that the expenditure of said funds is conditioned upon the amount of \$36,014 of the total \$48,019 disbursed to the Adult Activity Center.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to approve Resolution #09-152. A roll call vote was taken as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

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3. Resolution #09-153 – Approval of Fiscal Year 2009-2010 Budget

Mrs. Parson addressed the Board of Supervisors stating that the Resolution was the approval of the budget and that no expenditures should be paid out until appropriations was made by the Board of Supervisors. She requested approval of the following Resolution.

**RESOLUTION 09-153  
APPROVAL OF FISCAL YEAR 2009-2010 BUDGET**

**WHEREAS**, the Recommended Operating and Capital Budget for the Fiscal Year 2010 have been duly advertised, public hearings held and revisions made.

**NOW, THEREFORE, BE IT RESOLVED** that for information and fiscal planning purposes, except the School Budget, the Board of Supervisors of Greenville County adopts, as incorporated herein by reference, a General Fund Budget of \$13,662,638; a categorical School Operating, Capital and Debt Service Budget of \$31,493,805; a Community Corrections Budget of \$325,000; a Solid Waste Enterprise Fund of \$1,453,195; and a Capital Fund Budget of \$1,319,893.



**FURTHER, BE IT RESOLVED** that no expenditure be made nor money shall be paid out until an appropriation is made by this governing body.

Supervisor Lee moved, seconded by Supervisor Vaughan, to approve Resolution #09-153. A roll call vote was taken as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

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4. 2009 Tax Ordinance

Mrs. Parson addressed the Board of Supervisors and read the following into record.

**2009 TAX ORDINANCE**

**BE IT ORDAINED** by the Board of Supervisors of Greenville County, Virginia, that for the year 2009, there is hereby levied:

1. A tax of \$0.45 per \$100.00 assessed valuation on all real estate in Greenville County.
2. A tax of \$4.50 per \$100.00 assessed valuation of all taxable tangible personal property located in Greenville County on the first day of January 2009, except household goods and personal effects.
3. The levy upon real and personal property owned by public service corporations shall be at the same rate established by the Code of Virginia or State Corporation Commission.
4. A tax of \$4.00 per \$100.00 assessed valuation of machinery and tools, located in Greenville County on the first day of January 2009.
5. A tax rate of \$0.50 per \$100.00 of assessed valuation for aircraft located in Greenville County on the first day of January 2009.
6. A tax rate of \$0.00 per \$100.00 of assessed valuation of farm machinery and tools located in Greenville County on the first day of January 2009.

The foregoing tax rates shall remain in force for calendar year 2009, and thereafter, unless increased or decreased by ordinance.

All levies shall be due on or before December 5 in each calendar year.

Supervisor Vaughan moved, seconded by Supervisor Lee, to approve the 2009 Tax Ordinance. A roll call vote was taken as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

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In Re: FY2009 Budget – Request from the Emergency Services Coordinator/Program Administrator

Mr. Reggie Owens addressed the Board of Supervisors and requested \$2,900 in funding to fund the Coyote Bounty Program. He stated that there were 38 coyotes turned in to the County in 2008 and it was now up to the amount of 68.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to fund the Coyote Bounty Program in the amount of \$2,900. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Solid Waste Ordinance

Mrs. Natalie Slate addressed the Board of Supervisors stating that with the Board's approval at the meeting of April 20, 2009, Staff advertised the Boards intent to adopt a code change regarding the solid waste tipping fees. She stated that as of this date, there had been no questions/comments received. Mrs. Slate stated that Staff recommended the Board to take action to amend Chapter 18, Section 18-24 (a), (b), and (c) Solid Waste Management Fees and Charges from \$38 to \$39 per ton effective July 1, 2009.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Solid Waste Ordinance. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Minor Curfew Ordinance

Sheriff Edwards addressed the Board of Supervisors and requested authorization to advertise the Intent to Adopt an Ordinance concerning a curfew in the County for minors. He stated that it would include anyone at the age of 17 and under and it would be from the hours of 11:00 p.m. until 6:00 a.m. Sheriff Edwards gave several reasons as to why he was requesting a curfew ordinance in the County.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, authorization for the Sheriff to advertise the Intent to Adopt a Curfew for Minors. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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In Re: Resolution #09-154 of the Board of Supervisors

Mrs. Natalie Slate addressed the Board of Supervisors stating that it was a Resolution showing the Board's support of an application for an unnamed industry that had expressed interest in locating in Greenville County. She stated that unnamed industry would like to apply for funds through the Industrial Access Railroad Track through the Commonwealth of Virginia Department of Rail and Transportation. Mrs. Slate requested approval of the following resolution.

**RESOLUTION #09-154**  
**BOARD OF SUPERVISORS OF GREENSVILLE COUNTY, VIRGINIA**

**WHEREAS**, and unnamed industry has expressed its intent and desire to the Greenville County Board of Supervisors to locate its business or industrial operations in the County of Greenville; and

**WHEREAS**, an unnamed industry and its operation will require rail access; and whereas, the officials of the unnamed industry, have reported to the County their intent to apply for industrial access railroad track funds from the Commonwealth of Virginia's Department of Rail and Public Transportation in the amount of \$450,000; and

**WHEREAS**, the unnamed industry has requested that the Greenville County Board of Supervisors provide a resolution supporting its application for said funds which are administered by the Virginia Department of Rail and Public Transportation.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of the County of Greenville endorses and supports the application of the unnamed industry, for \$450,000 in industrial access railroad track funds; and

**BE IT FURTHER RESOLVED**, that the Greenville County Board of Supervisors hereby makes known its desire and intent to assist the Commonwealth Transportation Board in providing the maximum financial assistance to the unnamed industry, for the purpose of locating its business or industrial facility in the County of Greenville.

Supervisor Lee moved, seconded by Supervisor Vaughan, to approve Resolution #09-154. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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Supervisor Ferguson gave closing comments by referencing the gang meeting held last Thursday at the Boys and Girls Club. He stated that he would like to encourage all the Supervisors and City Council to hold a public meeting concerning gang activity and the enforcement of stopping gang activity.

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There being no further business, Supervisor Lee moved, seconded by Supervisor Vaughan, to adjourn. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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Peggy R. Wiley, Chairman

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K. David Whittington, Clerk